

Declaratory
Improvement Res. No. 1009-1959

For the Condemnation of right of way for utility purposes across parts of Lots 4, 5, 6, 7, 8, 12, 13 and 14 in Sunny Acres Addition and Lots 6, 8 and 12 in Popular Addition.

Resolution Adopted:

Oct. 15, 1959

Confirmed:

Nov. 9, 1959

Bids Received:

Contract Awarded:

Contract and Bond:

Contractor:

Report Completed:

Assessment Roll Confirmed:

Dec. 16, 1959

B. O. 357-159

DECLARATORY RESOLUTION NO. 1009-1959

For the Condemnation of right of way for utility purposes across parts of lots 4, 5, 6, 7, 8, 12, 13 & 14 in Sunny Acres Addition and lots 6, 8 & 12 in Popular Addition.

PLANS ORDERED:

ADOPTED: Oct. 15, 1959

ADVERTISE NOTICE TO PROPERTY OWNERS: Oct. 21 & 28, 1959

HEARING ON CONFIRMATION: Mon. Nov. 9, 1959, 6:30 p.m. IST.

CONFIRMED: November 9, 1959

ASSESSMENT ROLL ORDERED: November 9, 1959

ASSESSMENT ROLL APPROVED: Nov. 30, 1959

HEARING ON CONFIRMATION
OF ASSESSMENT ROLL: Mon., Dec. 14, 1959, 6:30 p.m. IST

NOTICES SERVED: Dec. 3, 1959

Final Assmt. Roll Ordered: Dec. 14, 1959

ASSESSMENT ROLL CONFIRMED: Dec. 16, 1959

+ DECLARATORY RESOLUTION NO. 1009

For the ~~Vacation - Opening~~ Condemnation of right of way for utility purposes across parts of lots 4, 5, 6, 7, 8, 12, 13 & 14 in Sunny Acres Addition and lots 6, 8 & 12 in Popular Addition.

Resolved by the Board of Public Works of the City of Fort Wayne, Indiana, that it is desired and deemed necessary to condemn right-of-way for utility purposes across the west seven (7) feet of lots 4, 5, 6, 7, 8, 12 & 13, the north seven (7) feet of lot 13, and the south seven (7) feet of lot 14, all in Sunny Acres Addition. Also, across the south seven (7) feet of lot 6, the north seven (7) feet of lot 8, the east seven (7) feet of the north fifty (50) feet of lot 8, and the east seven (7) feet of the north sixty-seven (67) feet of lot 12, all in Popular Addition. The condemnation is for an easement for a proposed sewer under Main Sewer Improvement No. 1.

All as shown by a plan of such proposed ~~Vacation - Opening~~ Condemnation of right of way for utility purposes as above described, now on file in the Office of the Department of Public Works of the City of Fort Wayne, Indiana. The condemnation of right-of-way, as above described, is to be made by condemning and appropriating for easement purposes the property described above.

The cost of said ~~Vacation - Opening~~ Condemnation of right of way for utility purposes shall be assessed against the property beneficially affected thereby.

The property which may be injuriously or beneficially affected by such ~~Vacation - Opening~~ Condemnation of right of way for utility purposes is described as follows: Lots 4, 5, 6, 7, 8, 12, 13 & 14 in Sunny Acres Addition and lots 6, 8 and 12 in Popular Addition. Both additions inclusive to the City of Fort Wayne, Indiana.

All according to the method and manner provided for in an act of the General Assembly of the State of Indiana, entitled "An Act Concerning Municipal Corporations", as approved March 6, 1905 and the provisions of all acts amendatory thereto and supplemental thereof, including the right to bond as is mentioned in said law ordered.

Assessments if deferred are to be paid in ten equal installments with interest at the rate of five (5) per annum. Under no circumstances shall the City of Fort Wayne, Indiana be or be held responsible for any sum or sums due from the said property owner or owners, or for the payment of any bond or bonds, except for such moneys as shall have been actually received by the City from the assessments for such property damages as said City is by said above entitled act required to pay. All proceedings had in the making of said improvement, assessment of property, collection of assessments and issuance of bond therefor shall be as provided for in said above entitled act and all amendments thereto and supplement thereof.

~~The vacation of the above described~~ shall be subject to an easement for the use of the City of Fort Wayne, Indiana, and other public utilities for the construction and maintenance of sewers, water mains, gas mains, electric pole lines and conduits, telephone and telegraph pole lines and conduits.

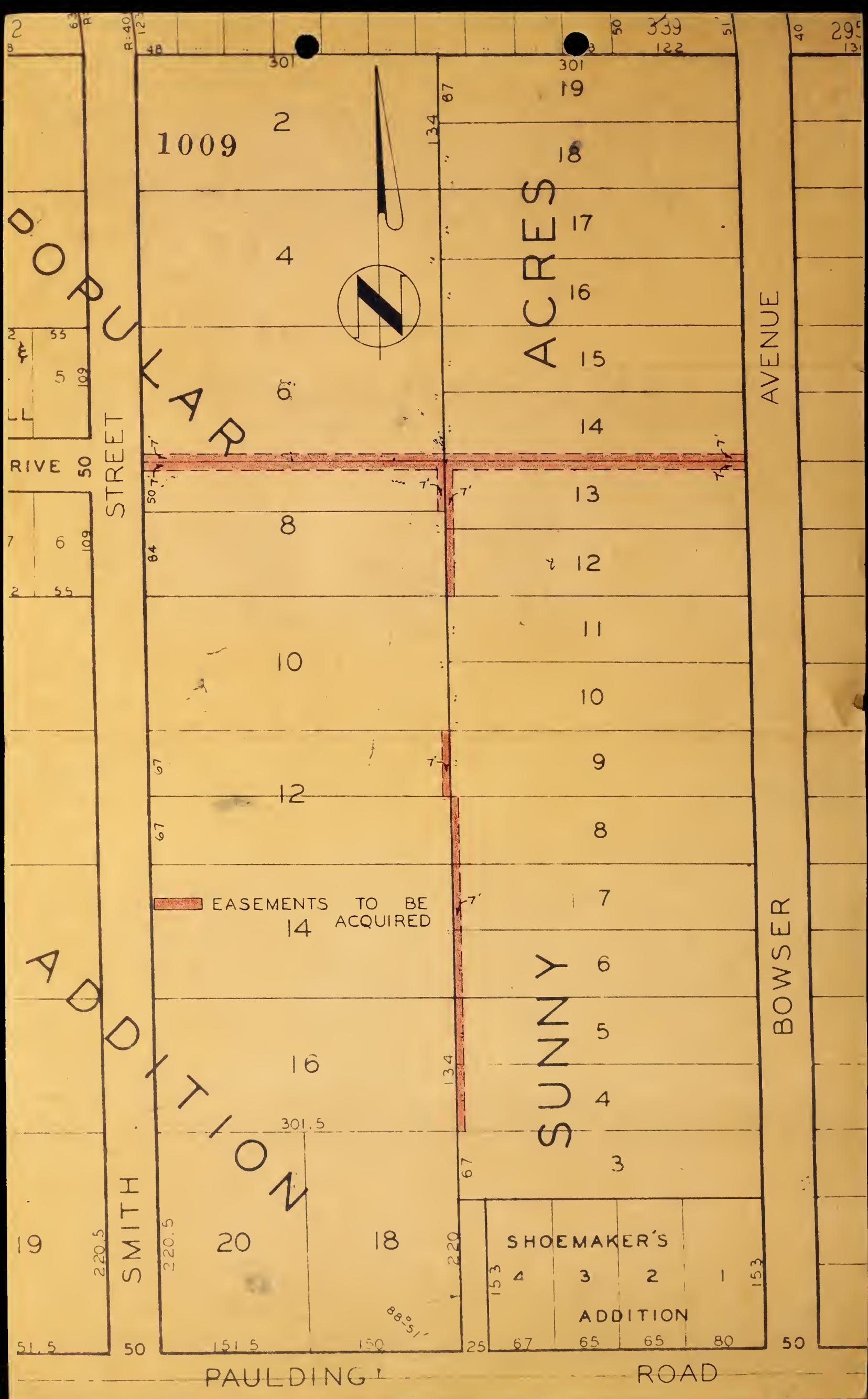
All Streets, lots and lands affected by the above described condemnation are located in the southeast quarter of Section Twenty-four, Township 3 north, Range 12 east and lie wholly within the corporate limits of the City of Fort Wayne, Indiana.

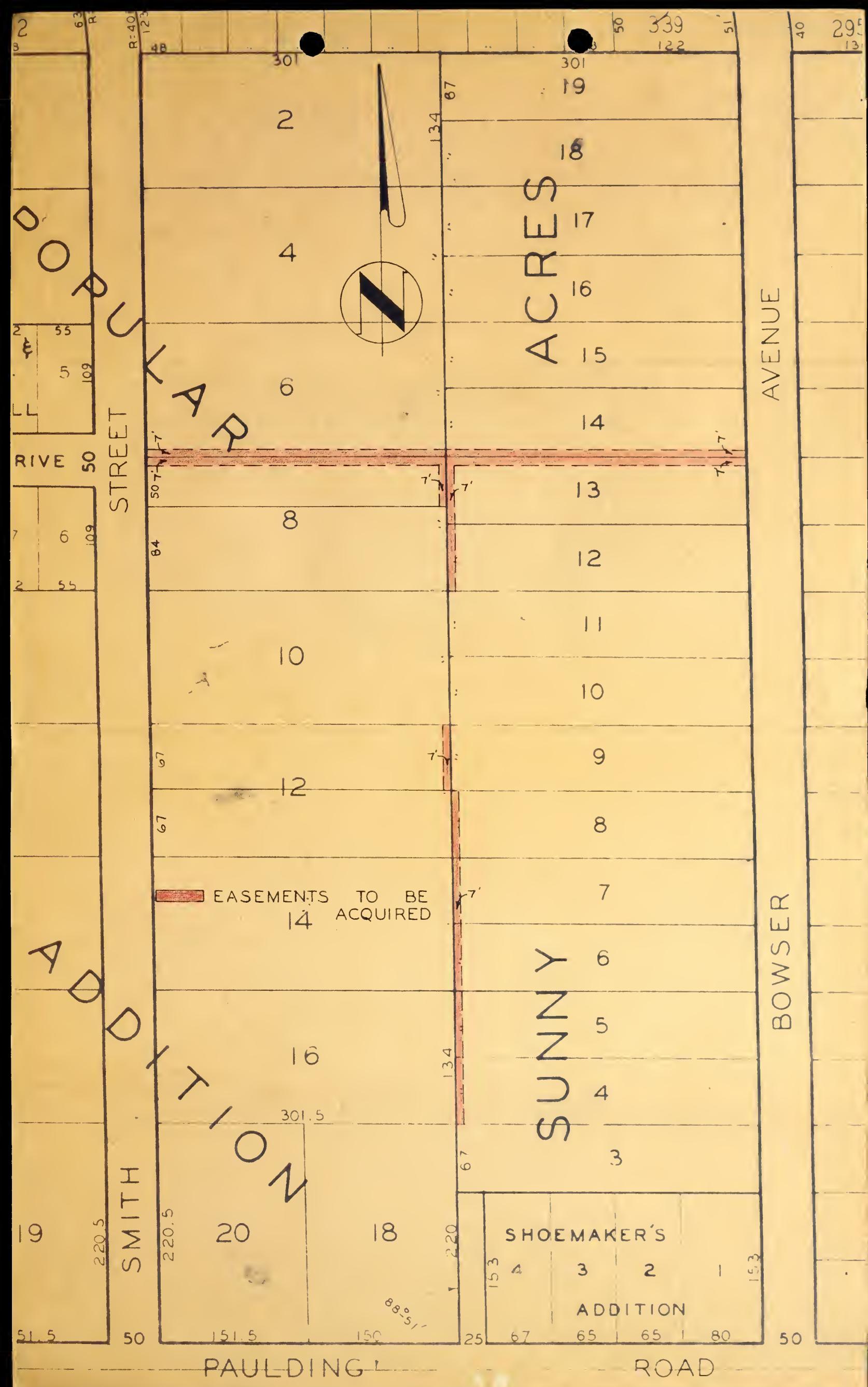
ADOPTED THIS 15th

DAY OF October 1969

John M. Warkling
Secretary Board of Public Works

John M. Warkling





2/16
DBB
2/21/13

OFFICE OF
BOARD OF PUBLIC WORKS



FORT WAYNE 2, INDIANA

B.O. 357-159

41-106-9

Date November 9, 1959

To City Engineer

Subject CONDEMNATION - DECLARATORY RES. 1009-1959 - SUNNY ACRES ADDITION
and POPULAR ADDITION

Prepare the Assessment Roll of equal benefits and damages.

NOV. 20 1959

NOTED

John Cooper
Berkeley Ward
Orin M. Darling
BOARD OF PUBLIC WORKS

ic
attach Res. & P. O. List

Signed _____

Reply:

November 19, 1959

Please advise if this is to be \$1.00 Benefits - \$1.00 Damages
or if the advertising costs are to be paid. If so, please
advise the amount.

Edward Green
Edward Green,
City and Administrative Engineer

DEB/mkh



Signed _____

SENDER: REMOVE & KEEP 2ND COPY—RECEIVER: ANSWER KEEP 3RD COPY & RETURN 1ST COPY TO SENDER.



BO 357-59

Date November 23, 1959

To City Engineer

Subject Dec. Res. 1009-59 Sunny Acres Addn. & Popular Addn.

With reference to your memo of November 19, 1959, concerning the assessment roll for the above resolution, this is to advise you that the assessment should be prepared to read \$1.00 Benefits - \$1.00 Damages, and the City will assume the cost of advertising.

BOARD OF PUBLIC WORKS

J. L. Hallett
J. L. Hallett, Adm. Asst.

JLH:jc

Signed

Reply:

November 25, 1959

Assessment roll of benefits and damages completed and attached.

NOV. 27 1959
NOTED

Edward Green
Edward Green,
City and Administrative Engineer

DEB /is
Attachs.



Signed

SENDER: REMOVE & KEEP 3RD COPY - RECEIVER: ANSWER & KEEP 2ND COPY - RETURN 1ST COPY

October 14, 1959

To: H.A. Biggs
Re: Property Ownership Declaratory Resolution #1009

The following Property Owners have either refused or could not be contacted to Grant the Utility Easement near the Mount Vernon Park Addition.

	Lot #6	Popular Addition
Renner, George E. & Margaret 3119 Abbott	" " 12 Ex. S $\frac{1}{2}$	" "
Carr, Minnie L. 1107 Eliza	" " 8 N50'	" "
Hostetter, T.C. 2402 Webster	" " 14	Sunny Acres Addition
Ashley, William J. 1721 Poinsette	" " 13	" " "
Watson, Orville & Amanda 5518 Bowser	" " 12	" " "
Melchino, Robert J. & Irene 5616 Bowser	" " 8	" " "
Imel, John 5620 Bowser	" " 7	" " "
Paxton, Robert & Florence 5624 Bowser	" " 6	" " "
Marschand, Forest E. & B 5628 Bowser	" " 5	" " "
Pattee, Harry & Catherine 5704 Bowser	" " 4	" " "

John Woznick
PERMIT OFFICE

JW:es

NOTICE OF IMPROVEMENT

OFFICE BOARD OF PUBLIC WORKS

Fort Wayne, Indiana, October 23, 1959

1009

To.....
.....

You are hereby notified that the Board of Public Works, of the City of Fort Wayne, Indiana, did
~~Declaratory~~ pass Improvement Resolution No. 1009-1959
providing for the ~~Condemnation of right of way for Utility purposes across Parts of Lots~~
~~4, 5, 6, 7, 8, 12, 13 and 14 in Sunny Acres Addition and Lots 6, 8 and 12 in Popular~~
~~addition.~~

All work to be done under aforementioned Improvement Resolution shall be in accordance with the detailed plans, profile and specifications which are now on file and may be seen in the office of the Board of Public Works.

The Board has fixed..... Monday, November 9, 1959 - 6:30 pm IST

a date and time when they will hear and consider objections or remonstrances from all persons whose property will be affected by the proposed improvement.

You are hereby notified that

is subject to assessment for said proposed improvement under the Improvement Laws passed by the General Assembly of the State of Indiana, March 6, 1905, and under all acts amendatory thereto and supplemental thereof.

BOARD OF PUBLIC WORKS

NOTICE OF IMPROVEMENT

OFFICE BOARD OF PUBLIC WORKS

Fort Wayne, Indiana, October 23, 1959.....

1009

To.... Harry & Catherine Pattee

1301 Ridgewood Drive

Fort Wayne, Indiana.....

You are hereby notified that the Board of Public Works, of the City of Fort Wayne, Indiana, did
pass Improvement/Resolution No. 1009-1959.....
providing for the Condemnation of right of way for Utility purposes across Parts of Lots
4, 5, 6, 7, 8, 12, 13 and 14 in Sunny Acres Addition and Lots 6, 8 and 12 in Popular
addition.

All work to be done under aforementioned Improvement Resolution shall be in accordance with the de-tailed plans, profile and specifications which are now on file and may be seen in the office of the Board of Public Works.

The Board has fixed..... Monday, November 9, 1959 - 6:30 pm IST.....
a date and time when they will hear and consider objections or remonstrances from all persons whose property will be affected by the proposed improvement.

You are hereby notified that

Lot 4

Sunny Acres addition

is subject to assessment for said proposed improvement under the Improvement Laws passed by the General Assembly of the State of Indiana, March 6, 1905, and under all acts amendatory thereto and supplemental thereof.

BOARD OF PUBLIC WORKS

BOARD OF PUBLIC WORKS

FORT WAYNE 2, INDIANA

CITY HALL



Mark orders UNCLAIMED
NO APR '51

whose address: / / / / /

Improvement Resolution No. 1009 For The Condemnation Of Right - Of - Way For Utility Purposes Across

Parts Of Lots 4, 5, 6, 7, 8, 12, 13 & 14 In Sunny Acres Addition And Lots 6, 8 & 12 In Popular Addition.

	OWNER'S NAME	ADDRESS	R. P. O.	NUMBER OF			DESCRIPTION
				LOT	BLOCK	O. L.	
1	RENNER, GEORGE E & MARGARET A.	3112 Abbott		6			POPULAR ADD.
2	SHIELDS, ALPHONSE W. & BESSIE L.	1007 E. Madison		8-	N. 50'		"
3	CARR, MINNIE L.	110 Main		12	N 1/2		"
4	PATTEE, HARRY & CATHERINE	5704 Bowser H.		4			SUNNY ACRES ADD.
5	MARSHAND, FOREST E. & BURNETTA	5011 Main		5			"
6	PAKTON, ROBERT & FLORENCE	514 "		6			"
7	WOODWARD, LAWRENCE & ETHEL	5620 Bowser H.		7			"
8	MELCHING, ROBERT J. & IRENE E.	5613 Bowser		8			"
9	WATSON, ORVILLE E. & AMANDA M.	18 Bowser		12			"
10	ASHLEY, WM J.	1721 Burnette		13			"
11	HOSTETTER, THELMA C.	2402 Main		14			"
12	CITY OF FORT WAYNE	City Hall					
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61	NOTICES MAILED OR SERVED						
62	<u>October 23, 1959</u>						
63	<u>By</u>						
64	<u>Bengt Bellay</u>						
65	<u>A. G. P. O.</u>						
				TOTAL			



1009

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Gummi